IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.375 OF 2007

In

SUIT NO.1899 OF 2004

M/s.H.K.Industries : Plaintiff

V/s.

Eagle Scorp Exports : Defendant

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Ms Pratima Soundalkar i/b. M/s.J.R.Vakil & Associates for the plaintiff.

Mr.D.L.Joshi for the defendant.

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CORAM : A.M. KHANWILKAR, J.

DATE : JUNE 04, 2007.

P.C.

The counsel for the defendant submits that in spite of best efforts, the defendant is uncontactable. He further submits that he will take steps to take out an application for discharge. That be done within one week from today. If a formal application for discharge is not filed within one week from today, this Motion be treated as having been made absolute in terms of prayer clause (a) without further reference to Court. However, if discharge application is filed by the Advocate for the defendant within the specified time, hearing of this Motion will stand deferred to 16.7.2007.

A.M. KHANWILKAR, J.